

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTEENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION No: 6049 of 2002

Between:

- 1 D.Anjaneyulu S/o.Chinna Ashanna
R/o.Pragathi Vidyaniketan Gadwal
Mahaboobnagar Dist.
- 2 B.Sarath Kumar Goud S/o.Krishnaiah Goud
R/o.Ramnagar High School Ramnagar
Hyderabad
- 3 G.Kurumaiah S/o.Gattaiah
R/o.Chanakya Vidyalayam Madanapuram
Mehaboobnagar Dist.
- 4 P.Sujatha D/o.Narayana Reddy
R/o.Ashmaka Public School,Bapuji Nagar Kazipet
Warangal Dist.

..... PETITIONERS

AND

- 1 The Director School of Distance Learning & Continuing Education
Kakatiya University Warangal.
- 2 The District Educational Officer
Hyderabad District.
- 3 The District Educational Officer Mehaboobnagar Dist.
- 4 The District Educational Officer
Warangal Dist.
- 5 The Secretary to Government of A.P, Education Department
School Education (Secondary Education) Hyderabad.
(Respondent no.5 is impleaded as per Court Order dated
30.10.2003 in W.P.No. 6049 of 2002)

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the first respondent insisting teachers training certificate/SGBT qualification and attested on service certificate at the time of appearing in the Entrance Test and at the time of acceptance of application forms and respondents 2 to 3 not attesting on service certificates following W.P.No.1642/94 and batch and consequently direct the first respondent not to insist teachers training certificate/SGBT qualification and direct the respondents nos.2 to 3 attest on service certificates following court orders for the Entrance test and admission of B.Ed.(CCC) course for the year of 2001-2003 and pass such other order or orders may deem fit and proper.

Counsel for the Petitioners: MR.KOONA REDDY ANJI REDDY

Counsel for the Respondents: GP FOR SCHOOL EDUCATION

The Court made the following:

ORDER:

Challenging the action of the first respondent in insisting for Training Certificate/SGBT qualification and attestation on the service certificates of the petitioners at the time of appearing entrance test and at the time of acceptance of application forms and also the action of the second respondent in not attesting on the service certificates of the petitioners, the present writ petition is filed.

Heard learned counsel for the petitioners and the learned standing counsel for the respondents.

The issue involved in this writ petition is squarely covered by a decision of this Court in W.P.No. 2436 of 2002 and batch, wherein, the learned Single Judge of this Court has observed that the petitioners therein shall be permitted to appear for examination if they are otherwise qualified and certificates be issued depending on their performance in the examinations.

Following the decision in the said Writ Petitions, this writ petition is allowed directing the respondents to permit the petitioners for appearing the entrance test without insisting for TTC/SGBT certificates or attestation on the service certificate. If the petitioners are otherwise qualified, the certificate be issued depending on their performance in the examination. No costs.

13.06.2005

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To

- 1 The Director School of Distance Learning & Continuing Education
Kakatiya University Warangal.
- 2 The District Educational Officer
Hyderabad District.
- 3 The District Educational Officer Mehaboobnagar Dist.
- 4 The District Educational Officer
Warangal Dist.
- 5 The Secretary to Government of A.P, Education Department
School Education (Secondary Education) Hyderabad.
- 6 2 CCs to the G.P. for School Education, High Court buildings, Hyderabad (OUT)
- 7 2 CD copies